



11-17-03 1761

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of)
Peter P. Carabetta)
)
For: SHELF STABLE FOOD)
PRODUCT AND MIX KIT)
)
Serial No. 10/027,887)
)
Filed: October 25, 2001)
)
Attorney Docket No.: 79325)
)
Art Unit 1761)
)
Examiner: S. Weinstein)

I hereby certify that this paper is being deposited with the United States Postal Service as Express Mail in an envelope addressed to: Mail Stop NE 400 Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date.

11/14/2003 [Signature]
Date
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**RESPONSE TO REQUIREMENT FOR
RESTRICTION UNDER 35 USC §121**

Commissioner for Patents
MAIL STOP NON-FEE AMENDMENT
P.O. Box 1450
Alexandria, VA 22313-0001

Sir:

This is in response to the Official Action mailed October 16, 2003. The requirement is respectfully traversed, and for completeness, Applicants elect for the purpose of examination:

II. Claims 7-17.

REMARKS

Applicants respectfully request reconsideration of the requirement for restriction in the Action between Group I, claims 1-6 and 8-25 and Group II, claims 7-17, and traverses the requirement for the reason that a single invention is defined by all of the claims as filed in the application. Initially, Applicants note Groups I and II overlap. However, Applicants will assume for the sake of these remarks, that the action was intended to recite Claims 1-6 and 18-25 in Group I.